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OFFICE OF PETITIONS

In re Patent No. 7,106,761 : DECISION ON REQUEST
Shiota et al. : FOR RECONSIDERATION OF
Issue Date: September 12, 2006: PATENT TERM ADJUSTMENT
Application No. 10/075,853 : and
Filed: February 13, 2002 : NOTICE OF INTENT TO ISSUE
Atty Docket No. FUJA 19.446 : CERTIFICATE OF CORRECTION

This is a decision on the "APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 CFR § 1.705," filed August 31, 2006. Patentees request that the patent term adjustment indicated in the patent be corrected from eight hundred ninety-one (891) days to nine hundred thirty-eight (938) days.

The request for reconsideration of the patent term adjustment indicated in the patent is **GRANTED**.

The patent term adjustment indicated in the patent is to be corrected by issuance of a certificate of correction showing a revised Patent Term Adjustment of nine hundred thirty-eight (938) days.

On September 12, 2006, the above-identified application matured into U.S. Patent No. 7,106,761. The instant request for reconsideration filed August 31, 2006 was timely filed within 2 months of the date the patent issued. See § 1.705(d). The Patent issued with a revised Patent Term Adjustment of 891 days. Patentee disputes the reduction of 47 days due to "Workflow-

Drawings finished" as no drawings were filed after the mailing of the notice of allowance.

A review of the PALM calculations for this application reveals that the initial determination of PTA of 938 days was reduced by 47 days for applicants' submission of drawings after the mailing of the notice of allowance. See 37 C.F.R. § 1.704(c)(10).

However, a review of the application record supports a conclusion that no drawings (or any other paper, aside from the instant petition and payment of the issue fee) were filed in this application after the mailing of the notice of allowance.

In view thereof, the patent term adjustment indicated in the patent should have been nine hundred thirty-eight (938) days.

The \$200.00 fee set forth in 37 C.F.R. § 1.18(e) has been charged to Deposit Account No. 50-1290, as authorized. No additional fees are required.

The application file is being forwarded to the Certificates of Correction Branch for issuance of a certificate of correction in order to rectify this error. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by **NINE HUNDRED THIRTY-EIGHT (938) days**.

Telephone inquiries specific to this matter should be directed to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson", with a stylized, flowing script.

Nancy Johnson
Senior Petitions Attorney
Office of Petitions

Enclosure: Copy of DRAFT Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT : 7,106,761 B2

DATED : September 12, 2006

INVENTOR(S) : Shiota et al.

DRAFT

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by (891) days

Delete the phrase "by 891" and insert – by 938 days--